

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

Case Nos. 08-13555(JMP); 08-01420(JMP)(SIPA)

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In the Matter of:

LEHMAN BROTHERS HOLDINGS, INC., et al.

Debtors.

- - - - -x

In the Matter of:

LEHMAN BROTHERS INC.

Debtor.

- - - - -x

United States Bankruptcy Court

One Bowling Green

New York, New York

February 25, 2009

10:01 AM

B E F O R E:

HON. JAMES M. PECK

U.S. BANKRUPTCY JUDGE

Hearing re Application of the Examiner for Order Authorizing  
the Retention and Employment of Duff & Phelps, LLC as His  
Financial Advisors Nunc Pro Tunc as of February 6, 2009

Transcribed by: Lisa Bar-Leib

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1 P R O C E E D I N G S

2 THE COURT: Please be seated.

3 MR. FAIL: Good morning, Your Honor. Garrett Fail,  
4 Weil, Gotshal & Manges for Lehman Brothers Holdings Inc. --

5 THE COURT: Good morning.

6 MR. FAIL: -- and their affiliates. There were a  
7 number of items originally calendared for today. As Your Honor  
8 may have seen --

9 THE COURT: They've all disappeared.

10 MR. FAIL: They all have disappeared by way of notice  
11 of adjournment for ones that still needed further attention and  
12 by way of Certificates of No Objection. And I've seen already  
13 orders entered for many, if not all, of those instances. The  
14 one remaining item is an application of the examiner for an  
15 order retaining the employment -- for an order authorizing the  
16 retention and employment of Duff & Phelps. And Mr. Trostle  
17 from Jenner & Block is here to present that application.

18 THE COURT: Fine.

19 MR. FAIL: Thank you.

20 MR. TROSTLE: Good morning, Your Honor. Patrick  
21 Trostle from Jenner & Block for the examiner, Anton Valukas.  
22 We're here this morning on our application to retain Duff &  
23 Phelps as the examiner's financial advisor. We have received  
24 no objections and I'm here to answer any questions that Your  
25 Honor may have.

1 THE COURT: I looked at the application. I have no  
2 comments but I'll simply ask if the Office of the United States  
3 Trustee has any comments or observations.

4 MR. VELEZ-RIVERA: Good morning, Judge. The United  
5 States trustee has reviewed the documents. We're fine with it.

6 THE COURT: Fine. Your application is granted.

7 MR. TROSTLE: All right. Thank you, Your Honor. I  
8 have an order and a disk if I may approach.

9 THE COURT: You may. Thank you. Has Duff & Phelps  
10 already gotten into the fray here?

11 MR. TROSTLE: Yes, they have, Your Honor. We have  
12 been working with them for a number of weeks now. And as I  
13 think Your Honor knows from Mr. Valukas' comments before, we're  
14 trying to do quite a bit of work but also in a very efficient  
15 manner and trying to move along as quickly as we can.

16 THE COURT: Fine. I'm happy to approve this and wish  
17 you and your professionals good luck in getting this done as  
18 quickly and as efficiently as possible.

19 MR. FAIL: Great. Thank you, Your Honor.

20 THE COURT: Mr. Fail, is that it for this morning?

21 MR. FAIL: It is. The fastest Lehman Brothers  
22 hearing to date, I think.

23 THE COURT: It probably will be the fastest ever. Is  
24 there anything more to discuss before the next omnibus hearing?

25 MR. FAIL: Not that I'm aware of for today.

1 THE COURT: Then we're adjourned. Thank you very  
2 much.

3 MR. FAIL: Thank you very much, Your Honor.

4 (Whereupon these proceedings were concluded at 10:03 a.m.)  
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I N D E X

R U L I N G S

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C E R T I F I C A T I O N

I, Lisa Bar-Leib, certify that the foregoing transcript is a  
true and accurate record of the proceedings.

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LISA BAR-LEIB

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Date: March 2, 2009